**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**CHAMBER SUMMONS NO.23 OF 2004**
**IN**
**SUMMARY SUIT NO.2110 OF 1988**

Mr.Krishna Dev Kaushal ..Plaintiff.

V/s.

Miss Ketty daughter of Jehangir
H. Dhanjibhoy & Anr. ..Defendants.

AND

Mrs.Shima Kaushal & Ors. ..Respondents.

AND

Mr.Rajesh Kaushal ..Applicant.

**AND**

**CHAMBER SUMMONS NO.25 OF 2004**
**IN**
**SUMMARY SUIT NO.2951 OF 1988**

Mr.Krishna Dev Kaushal ..Plaintiff.

V/s.

Miss Ketty daughter of Jehangir
H. Dhanjibhoy & Anr. ..Defendants.

AND

Mrs.Shima Kaushal & Ors. ..Respondents.

AND

Mr.Rajesh Kaushal ..Applicant.

Mr.Bali with S. Ahmed i/b. Thakkar & Bali for applicant.

**CORAM : J.P.DEVADHAR, J.**

**DATED : 10TH DECEMBER,2004.**

**P.C. :-**

. Heard the learned counsel for applicant. These two chamber summonses are taken out by the applicant, who is the legal heir of the plaintiff for being substituted in place of the plaintiff who has died. The defendants have been served and the affidavit of service is taken on record. The defendants have neither filed any affidavit in reply nor chose to remain present in the Court when the matter is called out for hearing to oppose the same.

2. For the reasons stated in the affidavit in support of the chamber summons, the chamber summons is allowed in terms of prayer clause (a), (b) & (c) with no order as to costs.

3. Applicant to carry out the amendment within 2 weeks from today.

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